JUN 1 7 2008

MOH

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA 08 CR 1984

UNITED STATES OF AMERICA,

Plaintiff,

V.

Title 8, U.S.C., Sec. 1325
Illegal Entry (Misdemeanor);

ARMANDO MONTIEL-BARAJAS,

Defendant.

Defendant.

The United States Attorney charges:

Count 1

On or about May 17, 2008, within the Southern District of California, defendant ARMANDO MONTIEL-BARAJAS, being an alien, unlawfully entered or attempted to enter the United States at a time and place other than as designated by immigration officers, and eluded examination and inspection by immigration officers, and attempted to enter or obtained entry to the United States by a willfully false or misleading representation or the willful concealment of a material fact; in violation of Title 8, United States Code, Section 1325, a misdemeanor.

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WMC:mg:San Diego 6/10/08

Count 2

On or about May 21, 2008, within the Southern District of California, defendant ARMANDO MONTIEL-BARAJAS, being an alien, unlawfully entered or attempted to enter the United States at a time and place other than as designated by immigration officers, and eluded examination and inspection by immigration officers, and attempted to enter or obtained entry to the United States by a willfully false or misleading representation or the willful concealment of a material fact and previously committed the offense of illegal entry, as alleged in Count 1; all in violation of Title 8, United States Code, Section 1325, a felony.

DATED: June 17, 2008.

KAREN P. HEWITT United States Attorney

W. MARK CONOVER

Assistant U.S. Attorney